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PTO/SB/64 (3-98)
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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) | Docket Number (Optional) 01CON342P |
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First named inventor: **Yang Gao**

Application No.: **09/781,735**

Group Art Unit: **2641**

Filed: **2/12/2001**

Examiner: **Richemond Dorvil**

Title: **Signal processing System for Filtering Spectral Content of a Signal for Speech Coding**

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

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NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely Request to Rescind Previous Non-Publication Request, which set a forty-five (45) day period for filing. The abandonment date of this application is November 2, 2001 (i.e., the day after the expiration date of the period set for reply plus any extensions of time obtained therefor).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Statement that the entire delay was unintentional.

Petition fee

- ☐ Small entity - fee \$ _____ (37 CFR 1.17(m)).
- ☐ Small entity statement enclosed herewith.
- ☐ Small entity statement previously filed.
- ☒ Other than small entity - fee \$1,280.00 (37 CFR 1.17(m))

Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
The form of Request to Rescind Previous Non-Publication Request (identify the type of reply):

- ☐ has been filed previously on _____.
- ☒ is enclosed herewith.

B. The issue fee of \$ _____

- ☐ has been paid previously on _____.
- ☐ is enclosed herewith.

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3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming a period equivalent to the number of months from the date of abandonment to the filing of this petition is enclosed herewith.

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. Check box A, or check box B and/or C as applicable and include an explanation of the delay on a separate sheet or on supplemental sheet PTO/SB/64A.

- ☒ A This petition is filed within three months of the date the applicant was first notified, or otherwise became aware, that the application was abandoned and within one year of the date of abandonment of the application.
- ☐ B This petition is **not** filed within three months of the date the applicant was first notified, or otherwise became aware, that the application was abandoned. A detailed explanation of the causes of the delay in filing the petition is attached on a separate sheet or on supplemental sheet PTO/SB/64A.
- ☐ C This petition is **not** filed within one year of the date of abandonment of the application. The applicant first became aware of the abandonment on _____. A detailed explanation of the delay in discovering the abandoned status of the application is attached on a separate sheet or on supplemental sheet PTO/SB/64A.

February 13, 2002

Date

Telephone

Number: (949) 784-4600

Signature

Farshad Farjami, Esq. (Reg. No. 41,014)

Typed or printed name

16148 Sand Canyon

Address

Irvine, CA 92618

☒ **Fee Payment:** Please charge \$1,280.00, for the Petition Fee, to Deposit Account 50-1867. At any time during the pendency of this application, please charge any fees required or credit any overpayment to this Deposit Account.

Enclosures:

- ☒ Request to Rescind Previous Non-Publication Request
- ☒ Postcard
- ☐ Terminal Disclaimer Form
- ☐ Small Entity Status Form
- ☐ Additional sheets containing statements establishing unintentional delay

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CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☒ deposit with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to : Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.
- ☐ transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 308-6916.

February 13, 2002

Date

Signature

Alfred Avellana

Typed or printed name of person signing certificate